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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: Laurent TEYSSEDRE, et al.

SERIAL NO.: NEW U.S. PCT APPLICATION

FILED: HEREWITH

INTERNATIONAL APPLICATION NO.: PCT/FR03/02631 INTERNATIONAL FILING DATE: September 3, 2003

FOR: DIFFUSING SUBSTRATE

LETTER REGARDING TRANSLATION OF THE ANNEXES

COMMISSIONER FOR PATENTS Alexandria, VA 22313

Sir:

Attached hereto is a translation of the annexes to the International Preliminary Examination Report. The amended pages have been incorporated into the original specification.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND, MAIER & NEUSTADT, P.C.

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Translation.

ATENT COOPERATION TREATY

PCT

INTERNATIONAL PRELIMINARY EXAMINATION REPORT

(PCT Article 36 and Rule 70)

Applicant's or agent's file reference MA2-02055PCT	FOR FURTHER ACTIO	ON See Notific Preliminary	cation of Transmittal of International Examination Report (Form PCT/IPEA/416)	
International application No. PCT/FR2003/002631 International filing date (day/month/year) O3 septembre 2003 (03.09.2003) Priority date (day/month/year) 11 septembre 2002 (11.09.2002)				
International Patent Classification (IPC) or national classification and IPC G02B 5/02				
Applicant SAINT-GOBAIN GLASS FRANCE				
 This international preliminary examination report has been prepared by this International Preliminary Examining Authority and is transmitted to the applicant according to Article 36. This REPORT consists of a total of				
3. This report contains indications relating to the following items: I Basis of the report II Priority III Non-establishment of opinion with regard to novelty, inventive step and industrial applicability IV Lack of unity of invention V Reasoned statement under Article 35(2) with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement VI Certain documents cited VII Certain defects in the international application VIII Certain observations on the international application			inventive step or industrial applicability;	
Date of submission of the demand 14 novembre 2003 (14)		Date of completion 24	on of this report November 2004 (24.11.2004)	
Name and mailing address of the IPEA/EP Authori			r	
Facsimile No.		Telephone No.		

INTERNATIONAL PRELIMINARY EXAMINATION REPORT

Internation pplication No.
PCT/FR2003/002631

the international application as originally filed the description: pages	I. Basis o					
the description: pages 1,2,4-11	1. With regard to the elements of the international application:*					
pages 1,2,4-11		the inter	international application as originally filed			
pages filed with the demant pages filed with the letter of 05 November 2004 (05.11.2004) the claims:	\boxtimes	the desci	iption:			
pages		pages	1,2,4-11			
the claims: pages		pages _				
pages		pages	,1	filed with the letter of	05 November 2004 (05.11.2004)	
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pages 1-15 filed with the letter of 05 November 2004 (05.11.2004) the drawings:				, as amended (together	r with any statement under Article 19	
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the sequence listing part of the description: pages pages , filed with the letter of 2. With regard to the language, all the elements marked above were available or furnished to this Authority in the language in which the international application was filed, unless otherwise indicated under this item. These elements were available or furnished to this Authority in the following language which is leanguage of a translation furnished for the purposes of international search (under Rule 23.1(b)). The language of publication of the international application (under Rule 48.3(b)). The language of the translation furnished for the purposes of international preliminary examination (under Rule 55.2 and or 55.3). 3. With regard to any nucleotide and/or amino acid sequence disclosed in the international application, the internation preliminary examination was carried out on the basis of the sequence listing: contained in the international application in written form. filed together with the international application in computer readable form. furnished subsequently to this Authority in written form. furnished subsequently to this Authority in computer readable form. The statement that the subsequently furnished written sequence listing does not go beyond the disclosure in international application as filed has been furnished. The statement that the information recorded in computer readable form is identical to the written sequence listing been furnished. The amendments have resulted in the cancellation of: the description, pages the claims, Nos. the drawings, sheets/fig This report has been established as if (some of) the amendments had not been made, since they have been considered to beyond the disclosure as filed, as indicated in the Supplemental Box (Rule 70.2(c)).**				filed with the letter of _		
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beyond the disclosure as filed, as indicated in the Supplemental Box (Rule 70.2(c)).			the drawings, sheets/fig			
* Replacement sheets which have been furnished to the receiving Office in response to an invitation under Article 14 are referred	5.	This r	eport has been established as if (some of) the amendmed the disclosure as filed, as indicated in the Supplement	ents had not been made, al Box (Rule 70.2(c)).**	since they have been considered to go	
in this report as "originally filed" and are not annexed to this report since they do not contain amendment (2017)	in	olacemen this repo 170.17)	t sheets which have been furnished to the receiving Off rt as "originally filed" and are not annexed to thi	lice in response to an invisor report since they do	vitation under Article 14 are referred to not contain amendments (Rule 70.16	
** Any replacement sheet containing such amendments must be referred to under item 1 and annexed to this report.	** Any	** Any replacement sheet containing such amendments must be referred to under item 1 and annexed to this report.				

v.	. Reasoned statement under Article 35(2) with regard to novelty, inventive step	or industrial applicability;
•	citations and explanations supporting such statement	

Statement			
Novelty (N)	Claims	3-15	YES
	Claims	1, 2	NO
Inventive step (IS)	Claims		YES
militario scop (all)	Claims	1-15	NO
Industrial applicability (IA)	Claims	1-15	YES
months approximately (=),	Claims		NO

Citations and explanations

1. Reference is made to the following document, which is not an international search report citation:

D2: W09956158 A

- 2. The subject matter of claim 1 does not comply with the novelty requirement defined by PCT Article 33(2). D2 (see page 14, lines 6 to 20, and figure 6E) describes a diffusing substrate, comprising a glass substrate and a diffuser layer, the glass substrate having a degree of light transmission of at least 91 % over the 380 to 780 nm wavelength range according to standard EN410 (see curve 615 in figure 6E). Therefore the subject matter of claim 1 is not novel (PCT Article 33(2)).
- 3.1 Dependent claims 2 to 15 do not appear to contain any additional features which, combined with the subject matter of any of the claims on which they are dependent, meet the PCT novelty and inventive step requirements.

- 3.2 The glass substrate as per D2 has a degree of light transmission of at least 91.5 % over a large part of the 380 to 780 nm wavelength range (see figure 6E in D2), and thus the subject matter of claim 2 is likewise not novel (PCT Article 33(2)).
- 3.3 It is well known in the prior art that, in order to produce a glass having a high transmission level, the "[Fe₂O₃]t" percentage has to be low (see, for example, D1, paragraphs [0057] to [0059]). The choices presented in claims 3 and 4 are simply two possibilities which a person skilled in the art might select, according to the circumstances, from several obvious possibilities in order to produce this type of glass having a high degree of transmission, without involving any inventive step (PCT Article 33(3)).
- 3.4 The additional features in claims 5 to 15 appear merely to be parameters and uses of the glass substrate which would be obvious to a person skilled in the art. Therefore claims 5 to 15 do not involve an inventive step (PCT Article 33(3)).

TRAITE DE COOPERATION EN MATIEF

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RAPPORT D'EXAMEN PRELIMINAIRE INTERNATIONAL

(article 36 et règle 70 du PCT)

Référence du dossier du déposant ou du mandataire			POUR SUITE A DONNER voir la notification de transmission du rapport d'examen préliminaire international (formulaire PCT/IPEA/416)				
	Demande internationale No. Date du dépôt international (jour/mois/année) Date de priorité (jour/mois/année) 11.09.2002						
Classification G02B5/03		nationale des brevets (CIE	3) ou à la fois classification	nationale et CIB			
Déposant							
SAINT-G	OBAI	N GLASS FRANCE	et al. ————————————————————————————————————				
			minaire international, ét osant conformément à l'		on chargée de l'examen préliminaire		
2. Ce l	RAPPO	ORT comprend 4 feuille	es, y compris la présente	e feuille de couverture.			
⊠	ont é aupr des	été modifiées et qui serv ès de l'administration cl Instructions administrati	vent de base au présent hargée de l'examen prél ives du PCT).	rapport ou de feuilles	des revendications ou des dessins qui contenant des rectifications faites (voir la règle 70.16 et l'instruction 607		
Ces	anne	ces comprennent 4 feui	illes.				
3. Lep	résen	t rapport contient des in	ndications et les pages c	orrespondantes relativ	ves aux points suivants :		
ı	I ⊠ Base de l'opinion						
u		Priorité					
111	" = ' ' ' ' ' ' ' ' ' ' ' ' ' ' ' ' ' '			ventive et la			
IV		Absence d'unité de l'ir	nvention				
V	×		elon la règle 66.2(a)(ii) d lle; citations et explicatio		l'activité inventive et la possibilité léclaration		
VI		Certains documents c	ités		:		
VII		Irrégularités dans la de	emande internationale				
VIII 	VIII Observations relatives à la demande internationale						
Date de présentation de la demande d'examen préliminaire Internationale Date d'achèvement du présent rapport					présent rapport		
14.11.20	14.11.2003 24.11.2004						
Nom et ad préliminair		ostale de l'adminstration c national	hargée de l'examen	Fonctionnaire autorisé	Structures Princeton, e.		
	Office européen des brevets - P.B. 5818 Patentlaan 2 NL-2280 HV Rijswijk - Pays Bas Tél. +31 70 340 - 2040 Tx: 31 651 epo nl Ward, S						
	Fax: +31 70 340 - 3016 N° de téléphone +31 70 340-3547						

RAPPORT D'EXAMEN PRÉLIMINAIRE INTERNATIONAL

Demande internationale n°

PCT/FR 03/02631

I.	Base	du	rap	port
••		чч	·up	$\nu \circ \iota$

Description, Pages

1. En ce qui concerne les éléments de la demande internationale (les feuilles de remplacement qui ont été remises à l'office récepteur en réponse à une invitation faite conformément à l'article 14 sont considérées, dans le présent rapport, comme "initialement déposées" et ne sont pas jointes en annexe au rapport puisqu'elles ne contiennent pas de modifications (règles 70.16 et 70.17)):

		. , ,	
	1, 2	2, 4-11	telles qu'initialement déposées
	3		reçue(s) le 09.11.2004 avec lettre du 05.11.2004
	Rev	vendications, No.	
	1-1	5	reçue(s) le 09.11.2004 avec lettre du 05.11.2004
	Des	ssins, Feuilles	
	1/3-	-3/3	telles qu'initialement déposées
2.	ou l	ce qui concerne la la lui ont été remis dans traire donnée sous c	ngue, tous les éléments indiqués ci-dessus étaient à la disposition de l'administration la langue dans laquelle la demande internationale a été déposée, sauf indication e point.
	Ces	s éléments étaient à la	a disposition de l'administration ou lui ont été remis dans la langue suivante: ,qui est
		la langue d'une trade	uction remise aux fins de la recherche internationale (selon la règle 23.1(b)).
		la langue de publica	tion de la demande internationale (selon la règle 48.3(b)).
		la langue de la tradu 55.3).	ction remise aux fins de l'examen préliminaire internationale (selon la règle 55.2 ou
3.	ınte	ce qui concerne les s rnationale (le cas éch uences :	équences de nucléotides ou d'acide aminésdivulguées dans la demande néant), l'examen préliminaire internationale a été effectué sur la base du listage des
		contenu dans la den	nande internationale, sous forme écrite.
		déposé avec la dem	ande internationale, sous forme déchiffrable par ordinateur.
		remis ultérieurement	à l'administration, sous forme écrite.
		remis ultérieurement	à l'administration, sous forme déchiffrable par ordinateur.
		La déclaration, selor de la divulgation fait	n laquelle le listage des séquences par écrit et fourni ultérieurement ne va pas au-delà e dans la demande telle que déposée, a été fournie.
		La déclaration, selor à celles du listages d	n laquelle les informations enregistrées sous déchiffrable par ordinateur sont identiques des séquences Présenté par écrit, a été fournie.
1.	Les	modifications ont ent	raîné l'annulation :
		de la description,	pages:
		des revendications,	nos:
		des dessins,	feuilles:

RAPPORT D'EXAMEN PRÉLIMINAIRE INTERNATIONAL

Demande internationale n°

PCT/FR 03/02631

5. 🗆	Le présent rapport a été formulé abstraction faite (de certaines) des modifications, qui ont été considérées comme allant au-delà de l'exposé de l'invention tel qu'il a été déposé, comme il est indiqué ci-après (règle
	70.2(c)):

(Toute feuille de remplacement comportant des modifications de cette nature doit être indiquée au point 1 et annexée au présent rapport.)

- 6. Observations complémentaires, le cas échéant :
- V. Déclaration motivée selon l'article 35(2) quant à la nouveauté, l'activité inventive et la possibilité d'application industrielle; citations et explications à l'appui de cette déclaration
- 1. Déclaration

Nouveauté	Oui:	Revendications	3-15
Activité inventive	Non: Oui:	Revendications Revendications	1,2
Activite inventive	Non:	Revendications	1-15
Possibilità d'application industrielle	Oui:	Revendications	1-15

Non: Revendications

2. Citations et explications

voir feuille séparée

Concernant le point V

Déclaration motivée quant à la nouveauté, l'activité inventive et la possibilité d'application industrielle; citations et explications à l'appui de cette déclaration

Il est fait référence au document suivant qui n'a pas été cité dans le rapport de 1. recherche international:

D2: WO9956158 A

- L'objet de la revendication 1 n'est pas conforme au critère de nouveauté défini par 2. l'article 33(2) PCT. Le document D2 (voir page 14, lignes 6-20 et fig 6E) décrit un substrat diffusant, comportant un substrat en verre et une couche diffusante, le substrat en verre présentant une transmission lumineuse au moins égale à 91% sur la plage de longueurs d'onde 380 à 780 nm selon le norme EN410 (voir courbe 615 dans le figure 6E). L'objet de la revendication 1 n'est donc pas nouveau (article 33(2) PCT).
- Les revendications dépendantes 2-15 ne semblent pas contenir de caractéristique 3.1 supplémentaire qui, en combinaison avec l'objet de l'une quelconque des revendications dont elles dépendent, remplit les conditions énoncées dans la PCT en ce qui concerne la nouveauté et l'activité inventive.
- 3.2 Le substrat en verre du document D2 présente une transmission lumineuse au moins égale à 91.5% sur une grande partie de la plage de longueurs d'onde 380 à 780 nm (voir fig 6E dans le document D2), et donc l'objet de revendication 2 n'est également pas nouvelle (article 33(2) PCT).
- 3.3 Il est bien connu dans l'art anterieur qu'afin de produire un verre avec une transmission élevée il est necessaire que le pourcentage de "[Fe2O3]t" doit être bas (voir, par exemple, le document D1, alineas [0057]-[0059]). Les choix présentés dans les revendications 3 et 4 sont simplement deux possibilités que la personne du métier pourrait choisir, selon le cas d'espèce, parmi plusieurs possibilités évidentes, pour produire un tel verre avec une transmission élevée, sans qu'une activité inventive soit impliquée (article 33(3) PCT).
- 3.4 Les caractéristiques additionnelles des revendications 5-15 semblent être simplement des paramètres et des utilisations du substrat en verre qui seraient évidents pour l'homme du métier, et donc les revendications 5-15 n'impliquent pas d'activité inventive (article 33(3) PCT).

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déposée sur ledit substrat en verre, le substrat diffusant est caractérisé en ce que le substrat en verre présente une transmission lumineuse au moins égale à 91% calculée sur la plage de longueurs d'onde 380 à 780 nm selon la norme EN410 et de préférence au moins égale à 91,50%, pour un verre présentant un indice de 1,52 ± 0,04.

Les inventeurs ont su mettre en évidence que la luminance dépendante de la qualité de la transmission lumineuse du substrat est fonction des paramètres que sont le coefficient d'absorption linéique et l'épaisseur du substrat verrier, le coefficient d'absorption linéique étant lié à la composition verrière du substrat.

Aussi, selon une caractéristique, le substrat en verre présente un taux de fer total tel que:

$$[Fe_2O_3]_1 \le \frac{7110}{(1,52 \times e + 0,015) + (17,24 \times e + 0,37) \times R\acute{e}dox}$$

avec [Fe₂O₃]t exprimé en ppm et correspondant au fer total dans la composition, e étant l'épaisseur du verre en mm, et le Rédox étant défini par Rédox =[FeO] / [Fe2O3]t, le Rédox étant compris entre 0 et 0,9.

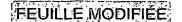
Selon une autre caractéristique, le taux de fer doit être encore plus limité si la transmission lumineuse est au moins égale à 91,50%. Ce taux est alors tel que

$$[Fe_2O_3]_t \le \frac{2110}{(1,52 \times e + 0,015) + (17,24 \times e + 0,37) \times R\acute{e}dox}$$

avec [Fe₂O₃]t exprimé en ppm et correspondant au fer total dans la composition, e étant l'épaisseur du verre en mm, et le Rédox étant défini par Rédox =[FeO] / [Fe₂O₃]t, le Rédox étant compris entre 0 et 0,9.

Aussi, selon un premier mode de réalisation, le substrat en verre présente une transmission lumineuse minimale de 91,50% pour une épaisseur e de 4,0 mm au plus, avec un taux de fer total de 200 ppm et un Rédox inférieur à 0,05.

Selon un second mode de réalisation, le substrat en verre présente une transmission lumineuse minimale de 91% pour une épaisseur e de 4,0 mm au plus, avec un taux de fer total de 160 ppm et un Rédox égal à 0,31. Pour ce même taux de fer et de Rédox, l'épaisseur e sera de 1,5 mm au plus pour assurer la propriété de transmission lumineuse minimale de 91,50 %.



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EPO - DG1

REVENDICATIONS

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- 1. Substrat diffusant (20) comportant un substrat en verre (21) et une couche diffusante (22) déposée sur ledit substrat en verre, caractérisé en ce que le substrat en verre (21) présente une transmission lumineuse au moins égale à 91% calculée sur la plage de longueurs d'onde 380 à 780 nm selon la norme EN410.
- 2. Substrat diffusant selon la revendication 1, caractérisé en ce que ladite transmission lumineuse est au moins égale à 91,50%.
- 3. Substrat diffusant selon la revendication 1, caractérisé en ce que le 10 substrat en verre (21) présente un taux de fer total tel que:

$$[Fe_2O_3]_i \le \frac{7110}{(1,52 \times e + 0,015) + (17,24 \times e + 0,37) \times R\acute{e}dox}$$
,

avec [Fe₂O₃]t exprimé en ppm et correspondant au fer total dans la composition, e étant l'épaisseur du verre en mm, et

- le Rédox étant défini par Rédox =[FeO] / [Fe2O3]t, le Rédox étant compris entre 0 et 0,9.
 - 4. Substrat diffusant selon la revendication 2, caractérisé en ce que le substrat en verre (21) présente un taux de fer total tel que:

$$[Fe_2O_3]_1 \le \frac{2110}{(1,52 \times e + 0,015) + (17,24 \times e + 0,37) \times R\acute{e}dox}$$
,

avec [Fe₂O₃]t exprimé en ppm et correspondant au fer total dans la composition, e étant l'épaisseur du verre en mm, et le Rédox étant défini par Rédox =[FeO] / [Fe2O3]t, le Rédox étant compris entre 0 et 0,9.

- 5. Substrat diffusant selon l'une quelconque des revendications précédentes, caractérisé en ce que la couche diffusante (22) est composée de particules agglomérées dans un liant, lesdites particules présentant un diamètre moyen compris entre 0,3 et 2 microns, ledit liant étant dans une proportion comprise entre 10 et 40% en volume et les particules formant des agrégats dont la dimension est comprise entre 0,5 et 5 microns.
 - 6. Substrat diffusant selon la revendication 5, caractérisé en ce que les particules sont des particules semi-transparentes et de préférence des particules minérales telles que des oxydes, des nitrures, des carbures.

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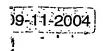
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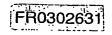
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7. Substrat diffusant l'une quelconque des revendications précédentes, caractérisé en ce que le substrat en verre (21) présente une composition verrière à base d'au moins les constituants suivants :

	_
	% en poids
SiO2	65-75
Al2O3	0-5
CaO	5-15
MgO	0-10
Na2O	5-20
K20	0-10
BaO	0-5
ZnO	0-5

- 8. Substrat diffusant selon la revendication 1 ou 2, caractérisé en ce que le substrat en verre (21) présente une transmission lumineuse minimale de 91,50% pour une épaisseur e de 4,0 mm au plus, avec un taux de fer total de 200 ppm et un Rédox inférieur à 0,05.
- 9. Substrat diffusant selon la revendication 1, caractérisé en ce que le substrat en verre (21) présente une transmission lumineuse minimale de 91% pour une épaisseur e de 4,0 mm au plus, avec un taux de fer total de 160 ppm et un Rédox égal à 0,31.
- 10. Substrat diffusant selon la revendication 2, caractérisé en ce que le substrat en verre (21) présente une transmission lumineuse minimale de 91,50 % pour une épaisseur e de 1,5 mm au plus, avec un taux de fer total de 160 ppm et un Rédox égal à 0,31.
- 11. Substrat diffusant selon la revendication 1, caractérisé en ce que le substrat en verre (21) présente une transmission lumineuse minimale de 91% pour une épaisseur e de 1,2 mm au plus, avec un taux de fer total de 800 ppm et un Rédox égal à 0,33.
- 12. Substrat diffusant selon la revendication 1, caractérisé en ce que le substrat en verre (21) présente une transmission lumineuse minimale de 91% pour une épaisseur e de 1,2 mm au plus, avec un taux de fer total de 1050 ppm et un Rédox égal à 0,23.
- 25 13. Utilisation d'un substrat diffusant tel que décrit selon l'une des revendications 1 à 12 pour réaliser un système de rétro-éclairage.





- 14. Utilisation selon la revendication 13 pour laquelle le système de rétroéclairage est agencé dans un écran LCD.
- 15. Utilisation selon la revendication 13 pour laquelle le système de rétroéclairage est agencé dans une lampe plane.

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